

**House File 161 - Introduced**

HOUSE FILE 161

BY RUNNING-MARQUARDT

**A BILL FOR**

1 An Act relating to the use of unattended, unmarked law  
2 enforcement vehicles for purposes of motor vehicle law  
3 enforcement.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 321.361A Unattended law enforcement  
2 vehicles.

3 1. An unattended vehicle which is owned or operated by a  
4 state or local law enforcement agency and is positioned at a  
5 location within or adjacent to the highway right-of-way for the  
6 purpose of monitoring traffic or enforcing motor vehicle laws  
7 without the immediate presence of a peace officer, including  
8 but not limited to the enforcement of speed limits, shall be  
9 clearly identified as a law enforcement vehicle.

10 2. This section shall not be construed to limit or prohibit  
11 the use of an unmarked law enforcement vehicle for purposes  
12 of motor vehicle law enforcement if the unmarked vehicle is  
13 operated by a peace officer or when the temporary parking of an  
14 unmarked law enforcement vehicle along a highway is incidental  
15 to the use of the vehicle by a peace officer in the performance  
16 of the peace officer's duties.

17 3. This section is not intended to apply to or limit the  
18 lawful use of unmarked vehicles by law enforcement agencies for  
19 purposes other than motor vehicle law enforcement.

20 EXPLANATION

21 This bill prohibits the parking of unattended, unmarked  
22 law enforcement vehicles within or adjacent to a highway  
23 right-of-way for purposes of traffic monitoring or motor  
24 vehicle law enforcement without the presence of a peace  
25 officer. The bill specifically requires that any such  
26 unattended vehicle be clearly identified as a law enforcement  
27 vehicle.

28 The use of an unmarked law enforcement vehicle which is  
29 operated by a peace officer in the enforcement of motor vehicle  
30 laws is not limited or prohibited by the bill, nor is the  
31 temporary parking of an unmarked vehicle along the highway in  
32 the course of performing a peace officer's duties.

33 The bill is not intended to apply to or limit the use of  
34 unmarked law enforcement vehicles for purposes other than motor  
35 vehicle law enforcement.